


ADVERSARY PROCEEDING COVER SHEET (Instructions on Reverse)		ADVERSARY PROCEEDING NUMBER (For Court Use Only)	
PLAINTIFFS Louis J. Yoppolo, Trustee 1200 Edison Plaza, 300 Madison Avenue Toledo, OH 43604		DEFENDANTS Treva M. Wright 3315 Arlington Avenue, Apt. 64 Toledo, OH 43614	
ATTORNEYS (Firm Name, Address, and Telephone No.) Shindler, Neff, Holmes, Schlageter & Mohler, LLP 1200 Edison Plaza, 300 Madison Avenue Toledo, OH 43604 Tele: 419/243-6281 Fax: 419/243-0129		ATTORNEYS (If Known)	
PARTY (Check One Box Only) <input type="checkbox"/> Debtor <input type="checkbox"/> U.S. Trustee/Bankruptcy Admin <input type="checkbox"/> Creditor <input type="checkbox"/> Other <input checked="" type="checkbox"/> Trustee		PARTY (Check One Box Only) <input checked="" type="checkbox"/> Debtor <input type="checkbox"/> U.S. Trustee/Bankruptcy Admin <input type="checkbox"/> Creditor <input type="checkbox"/> Other <input type="checkbox"/> Trustee	
CAUSE OF ACTION (WRITE A BRIEF STATEMENT OF CAUSE OF ACTION, INCLUDING ALL U.S. STATUTES INVOLVED) Denial of Discharge of Debtor Pursuant to Section 727			
NATURE OF SUIT (Number up to five (5) boxes starting with lead cause of action as 1, first alternative cause as 2, second alternative cause as 3, etc.)			
FRBP 7001(1) - Recovery of Money/Property <input type="checkbox"/> 11-Recovery of money/property - §542 turnover of property <input type="checkbox"/> 12-Recovery of money/property - §547 preference <input type="checkbox"/> 13-Recovery of money/property - §548 fraudulent transfer <input type="checkbox"/> 14-Recovery of money/property - other FRBP 7001(2) - Validity, Priority or Extent of Lien <input type="checkbox"/> 21-Validity, priority or extent of lien or other interest in property FRBP 7001(3) - Approval of Sale of Property <input type="checkbox"/> 31-Approval of sale of property of estate and of a co-owner - §363(h) FRBP 7001(4) - Objection/Revocation of Discharge <input checked="" type="checkbox"/> 41-Objection / revocation of discharge - §727(c),(d),(e) FRBP 7001(5) - Revocation of Confirmation <input type="checkbox"/> 51-Revocation of confirmation FRBP 7001(6) - Dischargeability <input type="checkbox"/> 66-Dischargeability - §523(a)(1),(14),(14A) priority tax claims <input type="checkbox"/> 62-Dischargeability - §523(a)(2), false pretenses, false representation, actual fraud <input type="checkbox"/> 67-Dischargeability - §523(a)(4), fraud as fiduciary, embezzlement, larceny (continued next column)		FRBP 7001(6) - Dischargeability (continued) <input type="checkbox"/> 61-Dischargeability - §523(a)(5), domestic support <input type="checkbox"/> 68-Dischargeability - §523(a)(6), willful and malicious injury <input type="checkbox"/> 63-Dischargeability - §523(a)(8), student loan <input type="checkbox"/> 64-Dischargeability - §523(a)(15), divorce or separation obligation (other than domestic support) <input type="checkbox"/> 65-Dischargeability - other FRBP 7001(7) - Injunctive Relief <input type="checkbox"/> 71-Injunctive relief - imposition of stay <input type="checkbox"/> 72-Injunctive relief - other FRBP 7001(8) Subordination of Claim or Interest <input type="checkbox"/> 81-Subordination of claim or interest FRBP 7001(9) Declaratory Judgment <input type="checkbox"/> 91-Declaratory judgment FRBP 7001(10) Determination of Removed Action <input type="checkbox"/> 01-Determination of removed claim or cause Other <input type="checkbox"/> SS-SIPA Case - 15 U.S.C. §§78aaa <i>et seq.</i> <input type="checkbox"/> 02-Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy case)	
<input type="checkbox"/> Check if this case involves a substantive issue of state law		<input type="checkbox"/> Check if this is asserted to be a class action under FRCP 23	
<input type="checkbox"/> Check if a jury trial is demanded in complaint		Demand \$	
Other Relief Sought Denial of Debtor's Discharge			

BANKRUPTCY CASE IN WHICH THIS ADVERSARY PROCEEDING ARISES		
NAME OF DEBTOR Treva M. Wright		BANKRUPTCY CASE NO. 11-30091
DISTRICT IN WHICH CASE IS PENDING Northern District of Ohio	DIVISION OFFICE Western	NAME OF JUDGE Mary Ann Whipple
RELATED ADVERSARY PROCEEDING (IF ANY)		
PLAINTIFF	DEFENDANT	ADVERSARY PROCEEDING NO.
DISTRICT IN WHICH ADVERSARY IS PENDING	DIVISION OFFICE	NAME OF JUDGE
SIGNATURE OF ATTORNEY (OR PLAINTIFF)		
 /s/ Louis J. Yoppolo		
DATE 8/6/2011	PRINT NAME OF ATTORNEY (OR PLAINTIFF) Louis J. Yoppolo	

INSTRUCTIONS

The filing of a bankruptcy case creates an "estate" under the jurisdiction of the bankruptcy court which consists of all of the property of the debtor, wherever that property is located. Because the bankruptcy estate is so extensive and the jurisdiction of the court so broad, there may be lawsuits over the property or property rights of the estate. There also may be lawsuits concerning the debtor's discharge. If such a lawsuit is filed in a bankruptcy court, it is called an adversary proceeding.

A party filing an adversary proceeding must also must complete and file Form 104, the Adversary Proceeding Cover Sheet, unless the party files the adversary proceeding electronically through the court's Case Management/Electronic Case Filing system (CM/ECF). (CM/ECF captures the information on Form 104 as part of the filing process.) When completed, the cover sheet summarizes basic information on the adversary proceeding. The clerk of court needs the information to process the adversary proceeding and prepare required statistical reports on court activity.

The cover sheet and the information contained on it do not replace or supplement the filing and service of pleadings or other papers as required by law, the Bankruptcy Rules, or the local rules of court. The cover sheet, which is largely self-explanatory, must be completed by the plaintiff's attorney (or by the plaintiff if the plaintiff is not represented by an attorney). A separate cover sheet must be submitted to the clerk for each complaint filed.

Plaintiffs and Defendants. Give the names of the plaintiffs and defendants exactly as they appear on the complaint.

Attorneys. Give the names and addresses of the attorneys, if known.

Party. Check the most appropriate box in the first column for the plaintiffs and the second column for the defendants.

Demand. Enter the dollar amount being demanded in the complaint.

Signature. This cover sheet must be signed by the attorney of record in the box on the second page of the form. If the plaintiff is represented by a law firm, a member of the firm must sign. If the plaintiff is pro se, that is, not represented by an attorney, the plaintiff must sign.

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION**

In re:	)	Bankruptcy Case No.: 11-30091
Treva M. Wright,	)	Chapter 7
Debtor.	)	HONORABLE MARY ANN WHIPPLE
_____)	
Louis J. Yoppolo, Trustee	)	Adversary Case No.:
1200 Edison Plaza)	
300 Madison Avenue)	
Toledo, OH 43604)	
Plaintiff,	)	Louis J. Yoppolo (0008845)
vs.	)	Shindler, Neff, Holmes,
	)	Schlageter & Mohler, LLP
	)	Attorneys for Plaintiff
Treva M. Wright	)	1200 Edison Plaza
3315 Arlington Avenue, Apt. 64	)	300 Madison Avenue
Toledo, OH 43614	)	Toledo, OH 43604
Defendant.	)	Telephone: 419/243-6281
		Fax: 419/243-0129

COMPLAINT TO DENY THE DISCHARGE OF DEBTOR

The Complaint of Louis J. Yoppolo, Trustee, respectfully alleges:

1. That Louis J. Yoppolo is the duly qualified and acting Trustee in this case.
2. This Court has jurisdiction over this adversary proceeding pursuant to 28 U.S.C. Sections 1334. This is a core proceeding pursuant to 28 U.S.C. Section 157(b)(2)(A) and (J).
3. This case was filed under Chapter 7 of the Bankruptcy Code on January 10, 2011.
4. The Debtor's First Meeting of Creditors was scheduled in this case for March 9, 2011,

at which hearing Debtor failed to appear.

5. The Trustee filed his Motion to Dismiss this case on March 10, 2011, due to the Debtor's lack of attendance at the First Meeting of Creditors, which was denied by the Court.

6. On April 8, 2011, the Trustee filed a motion to compel the attendance of the Debtor at the First Meeting of Creditors, which was rescheduled to May 4, 2011, and the Court entered its order granting same on April 25, 2011.


7. The Debtor failed to appear at the rescheduled 341 First Meeting of Creditors on May 4, 2011.

8. Debtor has refused to obey a lawful order of this Court in that she has refused to appear at the First Meeting of Creditors herein.

WHEREFORE, Plaintiff prays that this Court deny Debtor's discharge herein pursuant to Section 727(a)(6), for costs incurred herein, and for such other and further relief as this Court deems just and proper.

Respectfully submitted

5/6, 2011


~~by~~ Louis J. Yoppolo

Louis J. Yoppolo, Attorney for
Louis J. Yoppolo, Trustee